

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF OREGON

EQUAL EMPLOYMENT OPPORTUNITY
COMMISSION,

Plaintiff,

v.

LITHIA SUBARU OF OREGON CITY,

Defendant.

CIVIL NO. 04-1361-AS

ORDER ADOPTING MAGISTRATE
JUDGE'S FINDINGS AND
RECOMMENDATION

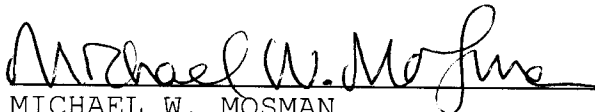
MOSMAN, J.,

On June 1, 2005, Magistrate Judge Ashmanskas issued Findings and Recommendation (#41) in the above-captioned case DENYING defendant's motion to compel arbitration. Objections (#42) were filed on June 16, 2005, and a response (#46) to the objections was filed on July, 5 2005.

This court has conducted a de novo review pursuant to 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b) and ADOPTS the Findings and Recommendation as the opinion of this court. Accordingly, defendant's motion to compel arbitration is DENIED.

IT IS SO ORDERED.

DATED: Portland, Oregon, August 2, 2005.


MICHAEL W. MOSMAN
United States District Judge